Court No.2

Writ Petition No. 5428 of 2001 (M/S)

Govind Kumar Upadhyaya …….. Petitioner

Vs.

G.B. Pant University of Agriculture
And Technology and others …….. Respondents

……..

Hon. P.C. Verma, A.C.J.

Heard Sri Amit Kumar Singh, learned counsel for the petitioner and Sri Rajendra Dobhal, learned counsel for the G.B.Pant University of Agriculture and Technology.

The grievance of the petitioner is that he was allowed to appear in the second semester in the course of Bachelor of Vaterinary Science and Animal Husbandary (B.V.Sc.). The petitioner could appear in the examination after permission of this Court only and secured 59.75 marks. Regulation 30(3) of the Academic Regulations of G.B. Pant University of Agriculture and Technology contained in Chapter IV provides for ounding up of fraction of marks to whle number. If 59.75 marks are rounded up it comes to 60 marks. Passing mark under the Regulation is required 60 out of 120 marks. Since the petitioner has secured 60 marks despite the fact that he could not appear in examination for 30 marks, therefore, considering the facts and circumstances of the case, it is directed that the University shall declare the result of the petitioner as passed, if the assertions of the petitioner are correct. In case he is declared passed, the University shall consider to admit him in the third semester.

With the aforesaid direction, the petition is disposed of.

(P.C. Verma, A.C.J.)

Dt. 18.6.2003
A